

fense: James Wade, Assistant Secretary, Acquisition and Logistics; and Richard DeLauer, Under Secretary, Research and Engineering.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on the inquiry into the conduct of U.S. District Judge Walter L. Nixon, Jr. Testimony was heard from a public witness.

Hearings continue July 12.

Joint Meeting

JUNE EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment/unemployment situation for June, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

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Monday, July 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 17435-17563

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 2625-2629, S.J. Res. 349, and S. Con. Res. 132.

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Measures Reported: Reports were made as follows:

S. 1236, to reauthorize relocation under the Navajo-Hopi Relocation Program, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100-425)

Measures Passed:

Hearing Aid Compatibility Act: Senate passed H.R. 2213, to require certain telephones to be hearing aid compatible, after striking all after the enacting clause and inserting in lieu thereof the text of S. 314, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute.

Page 17561

S. 314 was subsequently indefinitely postponed.

Page 17563

District of Columbia Appropriations, 1989: By 64 yeas to 29 nays (Vote No. 237), Senate passed H.R. 4776, to appropriate funds for the government of the District of Columbia and other activities charge-

able in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, after agreeing to an additional amendment proposed thereto, as follows:

Page 17445

By 58 yeas to 33 nays (Vote No. 236), Armstrong Amendment No. 2541, to provide that it shall not be an unlawful discriminatory practice in the District of Columbia for any educational institution that is affiliated with a religious organization or closely associated with the tenets of a religious organization to deny, restrict, abridge, or condition (a) the use of any fund, service, facility or benefit, or (b) the granting of any endowment, approval, or recognition, to any person or persons that are organized for, or engaged in, promoting, encouraging, or condoning any homosexual act, lifestyle, orientation, or belief.

Page 17445

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Harkin, Lautenberg, Reid, Stennis, Nickles, Grassley, and Hatfield.

Page 17448

S. 2562, companion measure, was indefinitely postponed.

Page 17448

Veterans' Administration Adjudication Procedure and Judicial Review Act: By 86 yeas to 11 nays (Vote No. 239), Senate passed S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Board of Veterans' Appeals, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

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Adopted:

Cranston-Simpson Amendment No. 2543, of a technical nature.

Page 17477

Rejected:

Murkowski Amendment No. 2542, in the nature of a substitute. (By 61 yeas to 36 nays (Vote No. 238), Senate tabled the amendment.)

Page 17461

Department of Veterans' Affairs Act of 1988: Senate began consideration of S. 533, to establish the Veterans' Administration as an executive depart-

ment and to establish the National Commission on Executive Organizations and Management, agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Pages 17483, 17563

Adopted:

Cranston-Murkowski Amendment No. 2546, to establish certain positions within the Veterans' Benefit Administration of the Department of Veterans' Affairs.

Page 17503

Rejected:

(1) Murkowski Amendment No. 2547, to change the effective date of the Act. (By 52 yeas to 43 nays (Vote No. 240), Senate tabled the amendment.)

Page 17504

(2) Simpson Amendment No. 2548, to improve administrative and judicial protections for claimants under laws administered by the Veterans' Administration. (By 83 yeas to 11 nays (Vote No. 241), Senate tabled the amendment.)

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A unanimous-consent agreement was reached providing for a final vote to occur on the bill at 9:15 a.m. on Tuesday, July 12.

Page 17561

Indefinitely Postponed:

Minority Business Development Program Reform Act: Senate indefinitely postponed S. 1993, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process.

Page 17563

Messages From the President: Senate received the following messages from the President of the United States:

Received on Friday, July 8, during the recess:

(1) Message on developments concerning the national emergency with respect to Libya that was declared in Executive Order No. 12543, of January 7, 1986; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-146)

(2) Transmitting the 1987 annual report of the National Advisory Council on Adult Education; which was referred to the Committee on Labor and Human Resources. (PM-147)

Page 17536

Nominations Received: Senate received the following nominations:

Received on July 8, during the recess:

Salvatore R. Martoche, of New York, to be an Assistant Secretary of the Treasury.

B. Kent Burton, of Virginia, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Richard C. Houseworth, of Arizona, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

The following-named persons to be Members of the Board of Trustees of the James Madison Memorial Fellowship Foundation:

Joan R. Challinor, of the District of Columbia.

Betty Southard Murphy, of Virginia.

Brenda Premo, of California, to be a Member of the National Council on the Handicapped.

Don E. Newquist, of Texas, to be a Member of the United States International Trade Commission.

2 Air Force nominations in the rank of general.

Page 17564

Received today:

John O. Colvin, of Virginia, to be a Judge of the United States Tax Court.

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Messages From the President:

Page 17537

Messages From the House:

Page 17537

Statements on Introduced Bills:

Page 17537

Amendments Submitted:

Page 17546

Additional Cosponsors:

Page 17543

Authority for Committees:

Page 17554

Additional Statements:

Page 17554

Record Votes: Six record votes were taken today. (Total—241)

Pages 17447, 17448, 17476, 17478, 17510, 17531

Recess: Senate convened at 10 a.m., and recessed at 8:16 p.m., until 9 a.m., on Tuesday, July 12, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 17563.)

Committee Meetings

DEFENSE ACQUISITION

Committee on Armed Services: Committee held hearings on the defense acquisition process, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, and James F. Hinchman, General Counsel, all of the General Accounting Office.

Hearings will continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Joseph F. Salgado, of California, to be Deputy Secretary of Energy, Donna R. Fitzpatrick, of the District of Columbia, to be Under Secretary of Energy, and Robert O. Hunter, Jr., of California, to be Director of the Office of Energy Research, Department of

Energy, after the nominees testified and answered questions in their own behalf.

HEALTH TREATMENT OF MEDICARE PATIENTS

Committee on Finance: Subcommittee on Health held hearings to review patient outcome assessment research, to examine the appropriateness, necessity and effectiveness of medical treatments and procedures for Medicare recipients, receiving testimony from William L. Roper, Administrator, Health Care Financing Administration, and Michael Fitzmaurice, Director, National Center for Health Services Research and Health Care Technology Assessment, Public Health Service, both of the Department of Health and Human Services; Joseph A. Califano, Jr., Dewey, Ballantine, Bushby, Palmer and Wood, and Andrew H. Webber, American Medical Peer Review Association, both of Washington, DC; Robert B. Keller, Maine Medical Assessment Foundation, Augusta; Paul M. Ellwood, InterStudy, Excelsior, Minnesota; John E. Wennberg, Dartmouth Medical School, Hanover, New Hampshire; Robert E. McAfee, on behalf of the American Medical Association, Chicago, Illinois; and Eva N. Skinner, American Association of Retired Persons, Los Angeles, California.

Hearings were recessed subject to call.

BERNE CONVENTION

Committee on Foreign Relations: Committee concluded hearings on the Berne Convention for the Protection of Literary and Artistic Works (Treaty Doc. 99-27), after receiving testimony from Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs; Ralph Oman, Register of Copyrights, Library of Congress; and John K. Uilkema, American Bar Association, Washington, DC.

DRUGS/LAW ENFORCEMENT/FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations resumed hearings to review international drug control programs, focusing on law enforcement and foreign policy issues regarding Haiti and Panama, receiving testimony from Thomas V. Cash, Special Agent in Charge (Miami Division), Drug Enforcement Agency, Department of Justice; Richard N. Holwill, Deputy Assistant Secretary for the Caribbean, Department of State; Roger Biamby, Haitian Community Center, Miami, Florida; and John McCann, an incarcerated witness.

Hearings continue tomorrow.

RURAL HEALTH CARE

Special Committee on Aging: Committee concluded hearings to examine certain problems and challenges surrounding the provision of health care to rural

communities, and to review recommendations and innovative strategies to deal with these problems, after receiving testimony from David N. Sundwall, Administrator, Health Resources Services Administration, Department of Health and Human Services; Sandra Hullett-Robertson, West Alabama Health Services, Eutaw, Alabama; Pat Nessland, Francis Mahon Deaconess Hospital, Glasgow, Montana; James L. May, Northwest Health Services, Mound City, Missouri; and Kevin M. Fickenscher, Center for Rural Health Services, Grand Forks, North Dakota.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5008-5010; 1 private bill, H.R. 5011; and 2 resolutions, H.J. Res. 606 and H. Con. Res. 331 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and other Communication Disorders, amended (H. Rept. 100-761);

H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act, amended (H. Rept. 100-762);

H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases (H. Rept. 100-763, foregoing filed on July 8);

Report entitled "The State Department's Travel Advance and Domestic Cashiering Operations: Longstanding Management Deficiencies Must Be Corrected" (H. Rept. 100-764); and

Conference report on H.J. Res. 90, to authorize and request the President to call and conduct a White House Conference on Library and Information Services to be held not later than September 1, 1989, and not later than September 30, 1991 (H. Rept. 100-765).

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Presidential Messages: Read the following messages from the President:

Libyan emergency: Message wherein he reports on developments concerning the national emergency with respect to Libya—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100-211); and

Page 17396

Adult education: Message wherein he transmits the 1987 annual report of the National Advisory Council on Adult Education—referred to the Committee on Education and Labor.

Page 17396

Suspensions: House voted to suspend the rules and pass the following measures:

John Muir Historic Site: H.R. 4315, amended, to provide for the inclusion of certain lands within the John Muir National Historic Site;

Page 17398

Michigan public lands improvement: H.R. 4375, amended, to improve the management of certain public lands in the State of Michigan;

Page 17399

Food, Drug, and Cosmetic Act anniversary: H.J. Res. 600, to commemorate the fiftieth anniversary of the passage of the Federal Food, Drug, and Cosmetic Act;

Page 17402

Nurse education programs: H.R. 4833, amended, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act;

Page 17409

Sexually transmitted diseases prevention: H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases; and

Page 17415

Bankruptcy judges and magistrates retirement: H.R. 4340, amended, to provide for retirement and survivors' annuities for bankruptcy judges and United States magistrates. Subsequently, this passage was vacated and S. 1630, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Page 17416

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, July 12:

State veterans' cemeteries: H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries; and

Page 17396

National Institute on Deafness: H.R. 3361, amended, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders.

Page 17403

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 17432

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:25 p.m.

Committee Meeting

REFORM OF THE SECURITIES LAW PROHIBITING INSIDER TRADING

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on proposals for reform of the securities laws prohibiting insider trading. Testimony was heard from David S. Ruder, Chairman, SEC; Rudolph W. Giuliani, U.S. Attorney, Southern District of New York; and public witnesses.

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Tuesday, July 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 17581–17735

Measures Introduced: Five bills were introduced, as follows: S. 2630–2634.

Page 17703

Measures Passed:

Department of Veterans' Affairs Act of 1988: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 3471, to establish the Veterans' Administration as an executive department and to establish the National Commission on Executive Organizations and Management, and, by 84 yeas to 11 nays (Vote No. 242), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 533, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, as amended.

S. 533, companion measure, was indefinitely postponed.

Page 17586

Department of Transportation Appropriations, 1989: By 91 yeas to 6 nays (Vote No. 243), Senate passed H.R. 479, to appropriate funds for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Pages 17589, 17624

Adopted:

(1) Pryor Amendment No. 2549, to reduce certain funds for consulting services involving management